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PAT/R213/US  
PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
RAINER GLÜCK ) STACKED PLATE HEAT EXCHANGER  
Serial No. 10/772,066 ) WITH INTEGRATED CONNECTOR  
Filed February 4, 2004 ) Group Art Unit 3744  
Examiner Leonard R. Leo

### RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated October 11, 2006 requiring multiple election of species, Applicant responds as follows.

Regarding the first election requirement, Applicant elects the species identified as IIA, the illustrated species of Fig. 1. Claims 1-4, 6, 8-18, 20, 22-32, 34, and 36-42 read on the elected species. Furthermore, claims 1-4, 8-18, 22-32 and 36-42 are generic to all three species, IA, IIA and IIIA.

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37 CFR 1.8  
CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 27, 2006.

Signature: \_\_\_\_\_

*Karen Sanderson*

Name: \_\_\_\_\_

Karen Sanderson

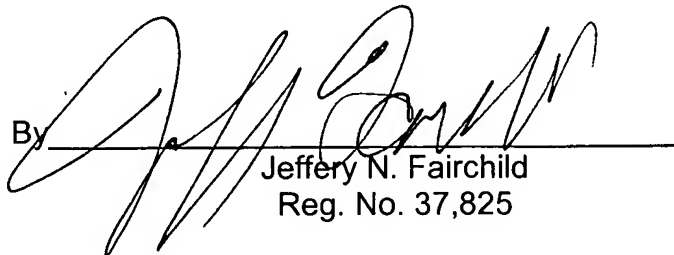
With respect to the second election requirement, Applicant hereby elects the species identified as IB, the illustrated species of Fig. 1. Claims 1-4, 6, 8-18, 20, 22-32, 34, and 36-42 read on the elected species. Claims 1-8, 11-22, 25-36 and 39-42 are generic to both species IB and IIB.

With respect to the third election requirement, Applicant hereby elects the species identified as IC, the species of claims 13, 27 and 41. Applicant notes that the Office Action asserts that the species of claims 13, 27 and 41 is unillustrated. However, it is respectfully submitted that this assertion is contrary to the specification, which describes the illustrated embodiments as being located above and concentric with at least one fluid manifold, as recited in claims 13, 27 and 41. (See page 9, lines 12-14). Claims 1-13, 15-27 and 29-41 read on the elected species, IC. Furthermore, claims 1-12, 15-26 and 29-40 are generic to both species IC and IIC.

In view of the foregoing, Applicant respectfully requests an action the merits.

Respectfully submitted,

WOOD, PHILLIPS, KATZ, CLARK & MORTIMER

By \_\_\_\_\_  
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October 27, 2006

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